

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
FILED

AUG 28 2019

David J. Bradley, Clerk of Court

United States of America)

v.)

Christopher McIntosh, aka "User 2,"
Jason Brown, aka "User 3," and
Michael Goodwin, aka "User 5."

Case No.

H19-1640M

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of July 2018 to present in the county of Harris in the
Southern District of Texas, the defendant(s) violated:

Code Section

Offense Description

18 U.S.C. 2252A(2)(a) and (b)(1)

Conspiracy to Receive and Distribute Child Pornography

This criminal complaint is based on these facts:

See attached affidavit.

☒ Continued on the attached sheet.



Complainant's signature

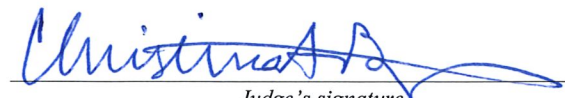
Joshua Conrad, Special Agent HSI

Printed name and title

Sworn to before me and signed in my presence.

Date:

August 28, 2019



Judge's signature

City and state:

Houston, Texas

U.S. Magistrate Judge Peter Bray

Printed name and title

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Joshua Conrad, a Special Agent with Homeland Security Investigations, being duly sworn, depose and state as follows:

INTRODUCTION

1. I am a Special Agent (“SA”) with the Department of Homeland Security, Immigration and Customs Enforcement, Homeland Security Investigations (“HSI”), assigned to the Special Agent in Charge in Philadelphia, PA, and I have been so employed since April 2016. Prior to that, I was assigned to the Special Agent in Charge in El Paso, Texas, since October 2010. As part of my daily duties as an HSI agent, I investigate criminal violations relating to child exploitation and child pornography including violations pertaining to the illegal distribution, receipt, and possession of child pornography, in violation of 18 U.S.C. §§ 2251, 2252(a), and 2252A. I have had the opportunity to observe and review numerous examples of child pornography (as defined in 18 U.S.C. § 2256) in all forms of media including computer media. I have also participated in the execution of numerous search warrants, a number of which involved child exploitation and/or child pornography offenses.

2. This affidavit is made in support of a criminal complaint charging Christopher McIntosh, aka “User 2,” Jason Brown, aka “User 3,” and Michael Goodwin, aka “User 5,” with conspiracy to distribute and receive child pornography in violation of 18 U.S.C. § 2252A(a)(2) and (b)(1).

3. I am familiar with the information contained in this Affidavit based upon the investigation I have conducted, and based on my conversations with other law enforcement officers who have engaged in numerous investigations involving child exploitation, and with other witnesses.

4. Because this Affidavit is being submitted for the limited purpose of demonstrating probable cause in support of the attached criminal complaint, I have not included each and every fact known to me concerning this investigation. I have set forth only those facts that I believe are necessary to establish probable cause.

STATUTORY AUTHORITY

5. Title 18 U.S.C. § 2252A(a) and (b)(1) prohibits a person from knowingly transporting, shipping, receiving, distributing, reproducing for distribution, possessing, or accessing with intent to view any child pornography, as defined in Title 18 U.S.C. § 2256(8), when such child pornography was either mailed or shipped or transported in interstate or foreign commerce, or in or affecting interstate commerce, by any means, including by computer, or when such child pornography was produced using materials that had traveled in interstate or foreign commerce, and any attempts or conspiracies to do so.

PROBABLE CAUSE

Investigation of Network 1, Network 2, and Network 3

6. On May 31, 2017, HSI SA Joshua Conrad created the undercover online identity “UC1”¹ to access Protocol A2 chat rooms on the Network 13 network. Protocol A chats are applications that facilitate communication by text. Protocol A chat rooms are mainly designed for group communication in discussion forums, but can also be used for private, one-on-one communications, data sharing, and file sharing.

¹ The real user name of UC1 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

² The real name of Protocol A is known to law enforcement but is being disguised in order to protect the ongoing investigation.

³ The real name of Network 1 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

7. SA Conrad, while in the Eastern District of Pennsylvania, used this undercover online identity to join and access multiple Protocol A Network 1 chat rooms, all of which were forums for potential targets interested in engaging in sexual activities with minors and trafficking in sexually explicit depictions of minors.

8. While SA Conrad was logged into Chat Room 1 on the Network 1 server, SA Conrad observed a user, "User 1",⁴ posting links to what appeared to be images of children engaged in sexually explicit conduct. These links were to third-party file-sharing websites. SA Conrad accessed several of these links and confirmed that the links led to child pornography images. User 1 was also changing chat room modes for other users, which indicated he had chat room administrative rights for Chat Room 1⁵. Within Protocol A, there are numerous chat room modes that function essentially as rules for how a chat room operates. For example, there is a chat room mode that can ban users with a particular nickname from joining a chat room and there is a chat room mode which makes the chat room invite-only. Other users in the chat room could see User 1's nickname or username. This username refers to the Protocol A username that User 1 designated as the name to display when the user was connected to Protocol A.

9. While SA Conrad was logged into Chat Room 1 on the Network 1 server, SA Conrad also observed a user, "User 2",⁶ posting links to what appeared to be images of children engaged in sexually explicit conduct. These links were to third-party file-sharing websites. SA Conrad accessed several of these links and confirmed that the links led to child pornography

⁴ The real user name of User 1 references a sexual interest in children and is known to law enforcement but is being disguised in order to protect the ongoing investigation.

⁵ The real name of Chat Room 1 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

⁶ The real user name of User 2 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

images. User 2 was also changing chat room modes for other users, which indicated he had chat room administrative rights for Chat Room 1. Other users in the chat room could see User 2's nickname or username. This username refers to the Protocol A username that User 2 designated as the name to display when the user was connected to Protocol A.

10. While SA Conrad was logged into Chat Room 1 on the Network 1 server, SA Conrad also observed a user, "User 3",⁷ changing chat room modes for other users, which indicated he had chat room administrative rights for Chat Room 1. User 3 also posted links to third-party file-sharing websites. SA Conrad accessed several of these links and confirmed that the links led to images involving child erotica. Other users in the chat room could see User 3's nickname or username. This username refers to the Protocol A username that User 3 designated as the name to display when that user was connected to Protocol A.

11. Protocol A has two tiers of administrators, a higher tier and a lower tier. The lower tier administrator has the ability to manage and control issues at the chat room level. The higher tier administrator has the ability to manage and control users and issues at the network level. User 1, whose nickname is indicative of a sexual interest in children, was a member of both moderator tiers. User 1 also has a bot—a computer program that performs automatic, repetitive tasks—set up that automatically posts a third-party link every minute to the Chat Room 1 chat room. The majority of these links lead to a site displaying an image or video involving depictions of minors engaged in sexually explicit conduct.

⁷ The real user name of User 3 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

Transition from Network 1 to Network 2

12. Protocol A's network moderators are charged with the task of enforcing a particular network's rules and, in many cases, improving the network in various ways. In or about July 2018, several Network 1 administrators began closing Network 1 chat rooms focused on depictions of children engaged in sexually explicit conduct, including Chat Room 1, Chat Room 2⁸, and "Chat Room 8"⁹. On July 26, 2018, a post was made to the website "textuploader.com" informing users of a new, private Protocol A server, known as Network 2¹⁰, and how to access it. "Textuploader.com" is a website application that allows users to post/host text so that it can be easily shared with multiple users. The post discussed how Network 2 is a private Protocol A network offering a secure encrypted connection between a server and a web browser, the ability to mask a user's IP address information, and the ability to register a unique username. The post then provided detailed instructions for users regarding how to set up and access Network 2 on a user's Protocol A client.

13. SA Conrad observed that, around the time the Network 1 administrators began eliminating chat rooms dedicated to trafficking in child depictions of children engaged in sexually explicit conduct, the users who most frequently posted links to depictions of children engaged in sexually explicit conduct, like User 1, User 2, and User 3, migrated from Network 1 over to the newly-created Network 2. Many of the chat rooms that had been banned on Network

⁸ The real name of Chat Room 2 is sexually explicit and references the sexual exploitation of children. The real name is known to law enforcement but is being disguised in order to protect the ongoing investigation.

⁹ The real name of Chat Room 8 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

¹⁰ The real name of Network 2 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

1—such as Chat Room 1, Chat Room 2, and Chat Room 3¹¹—were recreated on Network 2 shortly after it was created. Many of the administrative users then created user names for Network 2 that were identical to those they’d used on Network 1.

14. On September 28, 2018, SA Conrad logged onto Network 2 and noticed the welcome message for Network 2. The welcome message listed the “Staff Members” associated with Network 2. User 1 was listed as a Network Administrator, User 2 was listed as a Network Administrator, User 3 was listed as the “CoOwner” of Network 2, User 4¹² was listed as a Network Administrator and User 5¹³ was listed as the “Host” of Network 2, meaning that these users would have had full network administrative privileges over that Network.

15. On September 18, 2018, at approximately 09:01 hours ET, in the Eastern District of Pennsylvania, SA Conrad logged into Network 2 and the Chat Room 1 chat room. While logged on, SA Conrad captured User 2 posting the following link at approximately 13:49 hours ET: “<https://www.120.zippyshare.com/v/JxXx7QdZ/file.html>”. SA Conrad accessed the link and verified that the video was child exploitation material. The twenty-nine second video portrays a naked pre-pubescent female and a naked adult female on the floor of a shower. The adult female begins to lick the pre-pubescent female’s nipples. The adult female then licks the pre-pubescent female’s vagina and begins to rub the girl’s vagina with her hand. SA Conrad downloaded the file to preserve it for evidentiary purposes.

¹¹ The real name of Chat Room 3 is sexually explicit and references the sexual exploitation of children. The real name is known to law enforcement but is being disguised in order to protect the ongoing investigation.

¹² The real user name of User 4 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

¹³ The real user name of User 5 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

16. On September 18, 2018, User 5 was also seen logging into Chat Room 1 on several occasions. While User 5 was logged into Chat Room 1, several users, including User 1, posted several links to child pornography. Some examples of the links posted during User 5 being logged in include: a picture of a naked pre-pubescent girl exposing the girl's vagina, a close-up picture of a pre-pubescent girl's vagina, a picture of a pre-pubescent girl wearing just a white t-shirt and exposing her vagina, and a picture of a naked pre-pubescent girl being vaginally penetrated by an adult male.

17. On January 29, 2019, at approximately 09:20 hours ET, in the Eastern District of Pennsylvania, SA Conrad logged into Network 2 and the Chat Room 1 chat room. While logged on, SA Conrad captured User 1's bot posting the following link at approximately 13:11 hours ET: "<http://funkyimg.com/i/2GvoD.jpg>". SA Conrad accessed the link and verified that the video was child exploitation material. The picture portrays a naked pre-pubescent sitting on a blue blanket spreading her legs and exposing her naked vagina. The logo "LS Models" is displayed in the upper right corner of the picture.¹⁴ SA Conrad downloaded the file to preserve it for evidentiary purposes.

18. On February 1, 2019, at approximately 09:47 hours ET, User 1 posted the following link: "<http://funkyimg.com/i/2Le9U.jpg>". SA Conrad accessed the link and verified that the video was child exploitation material. The picture portrays a pre-pubescent female that is naked from the waist down. An adult male is inserting his erect penis into her vagina. SA Conrad downloaded the image for evidentiary purposes.

¹⁴ In your affiant's training and experience, "LS Models" is a well-known child pornography series.

Transition from Network 2 to Network 3

19. On February 19, 2019, at approximately 10:48 hours ET, in the Eastern District of Pennsylvania, SA Conrad logged into the Network 2 server in an undercover capacity. SA Conrad noticed that there were significantly fewer users logged in to Chat Room 1 than he had observed during prior undercover sessions. At approximately 10:55 hours ET, a post was made to Chat Room 1 by [User 1]-afk,¹⁵ which stated the following, “We would like to inform everyone that [Network 2] will be closing soon for technical reasons. We invite everyone to join us at our new server” and then listed precise technical instructions for joining the new server, named “Network 3”. SA Conrad accessed Network 3¹⁶ using the given instructions and thereafter observed a welcome screen for Network 3 that emphasized its lack of oversight. The welcome screen also listed users with identical user names as User 1, User 3, and User 4 listed as Network Administrators, which means these users would have administrative rights for Network 3. User 2 was also listed as members of Network 3.

20. On February 21, 2019, in the Eastern District of Pennsylvania, SA Conrad logged onto Network 3 in an undercover capacity and accessed Chat Room 1. At approximately 12:08:43 hours ET on February 21, 2019, User 2 posted the following link to the Chat Room 1 on Network 3: “<https://www114.zippyshare.com/v/Jhyj5crp/file.html>”. SA Conrad accessed the link on February 21, 2019, at approximately 14:49 hours ET. The video was confirmed to contain child exploitation material. The video is titled, “5yo kait dad exctasy”. It is thirty-eight

¹⁵ In your affiant’s training and experience, in Internet parlance, “afk” stands for “away from keyboard”. User 1 often writes posts that are automatically posted to the chat room, even though he might not physically be in front of the computer at that time.

¹⁶ The real name of Network 3 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

seconds long and it portrays a pre-pubescent female forced to perform oral sex on an adult male. The girl makes an uncomfortable expression and the video transitions to slow motion to display the girl spitting out male ejaculate. SA Conrad downloaded the video for evidentiary purposes.

21. On March 4, 2019, in the Eastern District of Pennsylvania, SA Conrad logged onto Network 3 in an undercover capacity and accessed Chat Room 1 (a chat room with the same name as the one that had previously been hosted on Networks 1 and 2 that had again been recreated on Network 3). At approximately 19:51 hours ET on March 4, 2019, User 1 posted the following link to the Chat Room 1 chatroom on Network 3: "<http://funkyimg.com/i/2tS79.jpg>". SA Conrad accessed the link and verified that the picture was child exploitation material. The picture portrays a pre-pubescent girl naked from the waist down. The girl is spreading her legs exposing her naked vagina and has a pink dildo inserted into her anus. SA Conrad downloaded the image for evidentiary purposes.

22. On March 24, 2019, in the Eastern District of Pennsylvania, SA Conrad was logged onto Network 3 in an undercover capacity and accessed Chat Room 1. At approximately 16:25:42 hours ET on March 24, 2019, User 3 posted the following link to Chat Room 1 on Network 3: "[https://i.pinimg.com/736x/85/ee/2a/85ee2a63827d98427ede8c62bb6c5f80-- young-girls-kids-girls.jpg](https://i.pinimg.com/736x/85/ee/2a/85ee2a63827d98427ede8c62bb6c5f80--young-girls-kids-girls.jpg)". SA Conrad accessed the link on August 20, 2019, at approximately 13:52 hours ET. The picture depicted two pre-pubescent girls in two-piece bathing suits wading in a river. SA Conrad downloaded the picture for evidentiary purposes. Following User 3's post, another user commented, "Lovely pair of blondes [User 3]."

23. On May 7, 2019, at 11:31:02 hours ET, in the Eastern District of Pennsylvania, SA Conrad, acting in an undercover capacity as UC1, sent a message to Chat Room 1 on Network 3 asking whether anyone knew where User 2 had gone. At 11:36:52 hours ET, SA

Conrad received a private message from another Network 3 user telling him that User 2 was no longer logging in as User 2. After questioning this user, SA Conrad learned that User 2 was using a new username, namely "User 2 Alias"¹⁷.

24. SA Conrad reviewed previous log files from Network 3 communications and looked for the user name User 2 Alias. The log files revealed that the User 2 Alias began to appear around the time SA Conrad noticed that User 2 was no longer logging on. The log files reveal that on March 5, 2019, at 09:31:40 hours ET, User 2 Alias joined the Network 3 group Chat Room 1. On that same day, at 17:21:29 hours ET, User 2 Alias responded to another user by posting the following link, "http://img2208.imagevenue.com/aAfkjfp01fo1i-17901/loc514/572478405_152265265688_123_514lo.jpg". SA Conrad accessed this link. It displayed a picture of a naked pre-pubescent girl on her knees with her buttocks in the air and ejaculate on her buttocks.

25. On May 8, 2019, at approximately 0451 hours ET, SA Conrad, while logged into Network 3 as UC1, was contacted by a Protocol A user that went by the nickname User 6¹⁸. User 6 was logged into Network 3 Chat Room 1, Chat Room 2, and Chat Room 4, each of which was dedicated to trafficking in child exploitation material.

26. On May 11, 2019, User 2 posted the following comment on Chat Room 1, "The previews have been removed from the settings in the back end of the web client. It was causing performance issues. It will be turned off for the foreseeable future until we can figure out a way that the previews are not directly routed through the back end."

¹⁷ The real user name of User 2 Alias is known to law enforcement but is being disguised in order to protect the ongoing investigation.

¹⁸ The real user name of User 6 is known to law enforcement but is being disguised in order to protect the ongoing investigation.

27. On May 20, 2019, User 6 contacted SA Conrad (as UC1) again asking him if he had connection issues with Protocol A. During the course of the conversation, User 6 sent SA Conrad a message, "You ever seen this girl??" and then sent SA Conrad the following link to a video, "<https://www37.zippyshare.com/v/gn9KbFdN/file.html>". SA Conrad accessed the link on May 20, 2019, at approximately 1320 hours ET. The video was confirmed to contain child exploitation material. The video is twelve minutes and forty seconds long. The video begins with a pre-pubescent female wearing a t-shirt with a hoodie and jean shorts. The girl then inserts a blue hose like device into her mouth and she acts as if she is sucking on the hose. The girl then takes off her shorts and moves the camera to focus on her exposed vagina as she masturbates with her fingers. The girl switches from masturbating with her hand and the blue hose. The video ends with the girl putting her jean shorts back on. SA Conrad downloaded the video for evidentiary purposes.

28. User 6 told SA Conrad (as UC1) that he sent the video to UC1 because he "[w]as trying to get you to respond to me. And to show you that I am not a cop." At approximately 1346 hours ET, User 6 sent UC1 another video link, "<https://www.37zippyshare.com/v/diLyv0Bf/file.html>". SA Conrad accessed the link on May 20, 2019, at approximately 1353 hours ET. The video was confirmed to contain child exploitation material. The video is one minute and twenty seconds long. The video begins with a naked pre-pubescent girl sitting on the floor with her legs spread exposing her vagina. The girl masturbates with her fingers. The girl then moves closer to the camera which focuses on her vagina as she masturbates. SA Conrad downloaded the video for evidentiary purposes.

29. On May 28, 2019, at approximately 21:49 hours ET, User 1 posted the following link to the Chat Room 1 chatroom on Network 3:

"https://www47.zippyshare.com/v/UX2rPlxJ/file.html". SA Conrad accessed the link and verified that the video was child exploitation material. The video is titled, "Selena-Rims-12.2018.1V7A2742.mp4" and is three minutes and four seconds in length. The video shows a pre-pubescent girl sucking on a lollipop. A naked adult male is lying on his back lifting his legs exposing his testicles and anus. The girl rubs her lollipop on his anus and then proceeds to lick his anus. The girl goes back and forth between licking her lollipop and licking his anus. The video concludes with the girl walking away and the viewer sees that she is just wearing underwear and socks. SA Conrad downloaded the video for evidentiary purposes.

30. On May 31, 2019, the User 1 bot posted a link to an image of a topless pre-pubescent female in her underwear. User 6 commented, "[User 1] that last one was amazing." Later that same day, User 1 posted a link to a video with the name "Olga" after the link. The link accessed a video file that is thirty-eight minutes long, involving a pre-pubescent girl and an adult male. The adult male digitally penetrates the girl and has her perform oral sex on him. He also moves the girl in position to focus the video on her vagina and anus. After this link was posted, User 6 commented, "Great Vids [User 1]." Later User 1 then posted another link to a five-minute video involving two naked pre-pubescent girls. One of the girls is masturbating, while the other girl is sleeping. The older of the two girls then touches the vagina of the sleeping girl. The older of the two girls then performs oral sex on an adult male and then the sleeping girl. User 6 commented, "Damn amazing vid there [User 1] they just keep getting better." SA Conrad accessed via link, viewed, and downloaded each video described in this paragraph for evidentiary purposes.

31. On June 21, 2019, at approximately 0805 hours ET, User 4 was logged into Chat Room 1 on Network 3. While User 4 was logged in, User 1's bot posted a link which lead to an

image involving a naked pre-pubescent female being vaginally penetrated by an adult male's penis. Another user posted a link to an image which lead to a picture of a naked pre-pubescent female on her hands and knees. The picture focuses on the vagina and anus of the girl. These links would have been available to any users logged onto Chat Room 1 on Network 3 at the time. SA Conrad downloaded these images for evidentiary purposes.

32. Through my investigation, this affiant has learned the following regarding the real identities of User 1, User 2, User 3, and User 5:

Identification of User 1

33. On August 28, 2019, HSI agents executed a federal search warrant at 21734 Mossy Field Lane Spring, Texas 77388. At the time of the execution of the warrant agents encountered Charles McCreary. McCreary admitted, in a post-*Miranda* interview, that he is User 1 on Networks 1, 2, and 3 on Protocol A.

Identification of User 2

34. On August 28, 2019, HSI agents executed a federal search warrant at 2055 Cedar Point Lane, Cumming, Georgia 30041. At the time of the execution of the warrant agents encountered Christopher McIntosh. McIntosh admitted, in a post-*Miranda* interview, that he is User 2 and User 2 Alias on Networks 1, 2, and 3 on Protocol A.

Identification of User 3


35. On August 28, 2019, HSI agents executed a federal search warrant at 4333 24th Avenue Lot 48, Fort Gratiot, Michigan, 48059. At the time of the execution of the warrant agents encountered Jason Brown. Brown admitted, in a post-*Miranda* interview, that he is User 3 on Networks 1, 2, and 3 on Protocol A.

Identification of User 5

36. On August 28, 2019, HSI agents executed a federal search warrant at 923 Shangri La Avenue NE, Salem, Oregon, 97303. At the time of the execution of the warrant agents encountered Michael Goodwin. Goodwin admitted, in a post-*Miranda* interview, that he is User 5 on Networks 1, 2, and 3 on Protocol A.

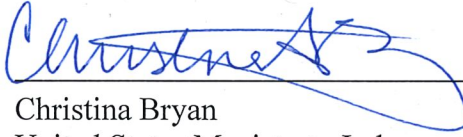
CONCLUSION

37. Based on the foregoing, there is probable cause to believe that CHRISTOPHER MCINTOSH, JASON BROWN, and MICHAEL GOODWIN have committed violations of 18 U.S.C. § 2252A(a)(2) and (b)(1) (Conspiracy to Receive and Distribute Child Pornography).



Joshua Conrad
Special Agent
Homeland Security Investigations

Subscribed and sworn before me this 28th day of August 2019, and I find probable cause.



Christina Bryan
United States Magistrate Judge